

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ROBERT RASTOCKY, on behalf of himself  
and all others similarly situated,

Plaintiff,

v.

OPTIONABLE INC., KEVIN CASSIDY, and  
EDWARD J. O'CONNOR

Defendants.

CASE NO.: 07-CIV-3755 (WP4)

**NOTICE OF DISMISSAL**

PLEASE TAKE NOTICE THAT Plaintiff, pursuant to Federal Rule of Civil Procedure 41(a)(1), voluntarily dismisses without prejudice the above-entitled action. Said dismissal is filed without prejudice since Defendants have not filed an answer or a motion for summary judgment. While this action was filed pursuant to Federal Rule of Civil Procedure 23, court approval of said dismissal is not required as no class has been certified, no settlement or other consideration is involved, and the dismissal would not bind any purported class members.

Dated: May 16, 2007

Respectfully submitted,

**SARRAF GENTILE LLP**

/s/ Ronen Sarraf

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on May 16, 2007, a true and correct copy of the foregoing Notice of Dismissal was served by U.S. Mail on the following:

Optionable, Inc., 465 Columbus Avenue, Valhalla, NY 10595  
Kevin Cassidy, c/o Optionable, Inc., 465 Columbus Avenue, Valhalla, NY 10595  
Edward O'Connor, c/o Optionable, Inc., 465 Columbus Avenue, Valhalla, NY 10595

/s/ Ronen Sarraf